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shall apply to all stories except the first story as if the next story above were the first story and that all rooms on the ground floor which are used or to be used for living purposes shall conform in every respect to the provisions of this ordinance with respect to individual rooms in tenement houses or dwelling houses.

SEC. 96. *Ordinances repealed.*—All ordinances and parts of ordinances, so far as inconsistent with the provisions of this ordinance, are hereby repealed.

HOBOKEN, N. J.

Milk—Production, Care, and Sale. (Ord. Bd. of H, June 25, 1912.)

1. No milk shall be received, held, kept, offered for sale, sold, or delivered in the city of Hoboken without a permit in writing from the board of health, and subject to the conditions thereof, and in accordance with the requirements of this ordinance. This permit shall be renewed on or before the first day of each year and may be suspended or revoked at any time for just cause.

2. No milk which has been watered, adulterated, reduced, or changed, in any respect by the addition of water or other substance, or by the removal of cream, shall be brought into, held, kept, offered for sale, or sold at any place in the city of Hoboken, nor shall any one keep, have, offer for sale, or sell in the said city any such milk.

The term "adulterated," when so used in this section means:

First. Milk containing more than 88½ per cent of water fluids.

Second. Milk containing less than 11½ per cent of solids.

Third. Milk containing less than 3¼ per cent of fats.

Fourth. Milk drawn from animals within 15 days before or 5 days from parturition.

Fifth. Milk drawn from animals fed on distillery waste, or any substance in a state of fermentation or putrefaction, or any unhealthy food.

Sixth. Milk drawn from cows kept in a crowded or unhealthy condition.

Seventh. Milk from which any part of the cream has been removed.

Eighth. Milk which has been adulterated with water or any other fluid, or to which has been added, or into which has been introduced any foreign substance whatever.

Ninth. Raw milk if sold as pasteurized or pasteurized milk when sold as raw, or milk that does not comply with section C, article 8, of this ordinance.

3. No milk which has been transported or stored in an unclean manner or place shall be sold or offered for sale in the city of Hoboken, and the cans, dippers, tubs, and other utensils used in the storing, sale, or handling of milk shall be kept free from rust and dirt and only seamless dippers shall be used.

4. All premises whereon milk is produced or handled for sale or distribution in the city of Hoboken shall be open to this board for inspection at any time.

5. Any milk found to be adulterated, either by the addition of water or other substance, or which has been brought into or is held or offered for sale in the city of Hoboken, contrary to the provisions of sections 2 and 3 of this ordinance, may be seized and destroyed by any inspector or other officers of the board authorized to inspect milk.

6. No person or persons, partnership, corporation, or company shall hereafter engage in the sale of or expose for sale milk within the city of Hoboken without first having filed with the board of health a true and complete statement, duly verified, of the locality from which all the milk they handle is produced; a complete list of the persons from whom the said milk is purchased; a complete list of the localities from which ice for cooling purposes is obtained; and if at any time the place at which said milk is produced or the persons from whom the said milk is purchased, or the locality from which said ice is obtained be changed, the said board shall be notified immediately. At any time within 3 days of the receipt of a request thereof, any person engaged in the sale of milk in Hoboken shall furnish said board with a true and complete list, duly verified, of all persons to whom milk is regularly sold or delivered.

7. That there shall be paid for the issuing of all permits mentioned in section 1 of this ordinance the sum of \$2 by the party or parties, partnership, company, or corporation obtaining same, and each individual, depot, store, wagon, or dairy in which milk is stored or offered for sale shall have a separate permit.

8. *Milk.*—(a) Samples of milk shall be furnished this board by any producer or dealer at any time upon proper payment therefor.

(b) Milk found to contain over 500,000 bacteria per cubic centimeter on two or more different days will be excluded from Hoboken until satisfactory evidence is shown that the milk may be reasonably expected to contain less than this number of bacteria.

(c) No pasteurized milk shall be sold in the city of Hoboken unless it has been held at a temperature no lower than 140° for at least 20 minutes, 150° for 10 minutes, or 160° for 5 minutes. Any milk that has been subjected to heat at a lower degree of temperature for a shorter period of time must be labeled distinctly "Heated milk." All pasteurized milk must be conspicuously labeled "pasteurized milk," and such label must also state degree (temperature and length of exposure at that temperature) and date of pasteurization.

(d) No buttermilk shall be sold in the city of Hoboken unless it is conspicuously labeled "Buttermilk."

(e) No substance or compound shall be added to any milk which is to be exposed or offered for sale, and no substance shall be subtracted therefrom.

(f) No milk shall be sold in Hoboken which is obtained from a dealer who handles in part a supply not approved by this board, and no person shall deliver or offer for sale in the city of Hoboken any milk unless the entire supply which he handles complies with the requirements herein set forth.

(g) No milk shall be delivered, stored, or transported at a temperature exceeding 50° F.

(h) No ice which is obtained from a source which is contaminated or which is so situate that it may become contaminated shall be used for cooling milk.

9. No cream shall be sold, exposed for sale, or delivered within the city of Hoboken unless it is produced and handled in accordance with the requirements set forth for the handling of milk.

10. The penalty for the violation of any of the provisions of this ordinance shall be \$25 for each offense, and each day during which violation is allowed to exist shall constitute a separate and distinct offense.

11. All ordinances and parts of ordinances and all sections of the sanitary code of the board of health not consistent with the provisions of this ordinance are hereby repealed.

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